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Attorneys for Defendant  
UNITED RENTALS NORTHWEST, INC.  
(erroneously sued herein as United Rentals, Inc.)

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

RICHARD ENGER,

Plaintiff,

vs.

UNITED RENTALS, INC., JLG CORP., JLG  
INDUSTRIES, INC., OSHKOSH CORP.,  
OSHKOSH INDUSTRIES, INC., and DOES 1  
Through 10, INCLUSIVE,

Defendants.

USDC No. C 08-04882 BZ

**STIPULATION TO CONTINUE CASE  
MANAGEMENT CONFERENCE DATE  
AND ~~PROPOSED~~ ORDER**

Plaintiff, RICHARD ENGER, and defendants, UNITED RENTALS NORTHWEST,  
INC. and JLG INDUSTRIES, INC., by and through their respective attorneys of record, hereby  
stipulate as follows:

1. Both lead trial counsel and assisting trial counsel for defendants UNITED  
RENTALS NORTHWEST, INC. and JLG INDUSTRIES, INC. are not available to personally  
attend the upcoming Initial Case Management Conference set for February 2, 2009 at 4:00 p.m.  
Said counsel will either be in trial in Eureka and Crescent City or in depositions in Colorado on  
that date and time.

2. Accordingly, pursuant to Local Rule 16-4, the parties jointly request the Court continue the Initial Case Management Conference to February 13, 2009 at a time to be determined by the Court.

Dated: January \_\_, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

By: \_\_\_\_\_

John C. Smith, Jr.  
Attorneys for Plaintiff RICHARD ENGER

Dated: January \_\_, 2009

DRYDEN, MARGOLES, SCHIMANECK & WERTZ

By: \_\_\_\_\_

Frank E. Schimaneck, Esq.  
Susan E. Foe, Esq.  
Attorneys for Defendant JLG INDUSTRIES, INC.

Dated: January 23, 2009

GORDON & REES LLP

By: \_\_\_\_\_

Charles S. Custer  
Jon C. Yonemitsu  
Attorneys for Defendant  
UNITED RENTALS NORTHWEST, INC.,  
(erroneously sued herein as United Rentals, Inc.)

**ORDER OF STIPULATION TO CONTINUE DATE**

Having considered the parties Stipulation of Continuance, good cause appearing, it is hereby ORDERED:

1. The Initial Case Management Conference currently set for February 2, 2009, is March 9, 2009 at 4:00 p.m. rescheduled to ~~February 13, 2009~~ at \_\_\_\_.

Dated: January 23, 2009

  
UNITED STATES MAGISTRATE JUDGE

Gordon & Rees LLP  
Embarcadero Center West  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

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2. Accordingly, pursuant to Local Rule 16-4, the parties jointly request the Court continue the Initial Case Management Conference to February 13, 2009 at a time to be determined by the Court.

Dated: January 22, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

By:

John C. Smith, Jr.

John C. Smith, Jr.  
Attorneys for Plaintiff **RICHARD ENGER**

**Dated: January \_\_, 2009**

DRYDEN, MARGOLES, SCHIMANECK & WERTZ

By:

**Frank E. Schimateck, Esq.**

**Susan E. Foe, Esq.**

Susan E. Foe, Esq.  
Attorneys for Defendant JLG INDUSTRIES, INC.

Dated: January \_\_, 2009

**GORDON & REES LLP**

By:

**Charles S. Custer**

**Jon C. Yonemitsu**

**Attorneys for Defendant**

**UNITED RENTALS NORTHWEST, INC.,**

UNITED RENTALS NORTHWEST, INC.,  
(erroneously sued herein as United Rentals, Inc.)

**ORDER OF STIPULATION TO CONTINUE DATE**

Having considered the parties Stipulation of Continuance, good cause appearing, it is hereby ORDERED:

1. The Initial Case Management Conference currently set for February 2, 2009, is rescheduled to February 13, 2009 at \_\_\_\_\_.

**Dated: January , 2009**

UNITED STATES MAGISTRATE JUDGE

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## STIPULATION

USDC No. C-02-04892 RZ

**Gordon & Reas LLP**  
Embarcadero Center West  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

2. Accordingly, pursuant to Local Rule 16-4, the parties jointly request the Court continue the Initial Case Management Conference to February 13, 2009 at a time to be determined by the Court.

Dated: January \_\_, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

By: John C. Smith, Jr.  
Attorneys for Plaintiff RICHARD ENGER

Dated: January 22 2009

DRYDEN, MARGOLES, SCHIMANECK & WERTZ

By: Frank E. Schimaneck, Esq.  
Susan E. Foe, Esq.  
Attorneys for Defendant JLG INDUSTRIES, INC.

Dated: January \_\_, 2009

GORDON & REES LLP

By: Charles S. Custer  
Jon C. Yonemitsu  
Attorneys for Defendant  
UNITED RENTALS NORTHWEST, INC.,  
(erroneously sued herein as United Rentals, Inc.)

### ORDER OF STIPULATION TO CONTINUE DATE

Having considered the parties Stipulation of Continuance, good cause appearing, it is hereby ORDERED:

1. The Initial Case Management Conference currently set for February 2, 2009, is rescheduled to February 13, 2009 at \_\_\_\_\_.

Dated: January \_\_, 2009

UNITED STATES MAGISTRATE JUDGE

-2-

STIPULATION

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